

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**Date of filing in State Engineer's Office **OCT 08 1992**

Returned to applicant for correction

Corrected application filed Map filed **DEC 24 1992** under **58194**The applicant **James R. & Christine D. Boyce**

P.O. Box 88

of

Dyer

Street and No. or P.O. Box No.

City or Town

Nevada 89010

State and Zip Code No.

hereby make.... application for permission to change the

Point of Diversion and Place of Use

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under **Per 13296 Cert. 5285**

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is **Underground**  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed **2.80 c.f.s.**  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for **Irrigation**  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for **Irrigation**  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point **SE $\frac{1}{4}$  SE $\frac{1}{4}$  Sec. 28, T.2S., R.35E., MDB&M,**  
Describe as being within a 40-acre subdivision of public survey and by course and  
or at a point from which the S $\frac{1}{4}$  corner of said Sec. 28, bears S 84° 52' 28" W.,  
distance to a section corner. If on unsurveyed land, it should be stated.  
a distance of 1712.60 feet.
6. The existing permitted point of diversion is located within **SW $\frac{1}{4}$  NW $\frac{1}{4}$  Sec. 3, T.3S., R.35E.**  
If point of diversion is not changed, do not answer.  
**MDB&M, or at a point from which the NW corner of said Sec. 3 bears N 1° 32'**  
**W., 1898 feet.**
7. Proposed place of use **See Exhibit "A"**  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use **30 acres in Lot 2 Sec. 3 T.3S., R.35E., MDB&M,**  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
**40** **SW $\frac{1}{4}$  NE $\frac{1}{4}$**  **"** **"** **"** **"**  
**30** **NW $\frac{1}{4}$  SE $\frac{1}{4}$**  **"** **"** **"** **"**  
manner of use of irrigation permit, describe acreage to be removed from irrigation.  
**100 acres total**
9. Use will be from **May 1** to **October 31** of each year.  
Month and Day Month and Day
10. Use was permitted from **May 1** to **October 31** of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) **Wells, pumps and sprinkler system.**  
State manner in which water is to be diverted, i.e. diversion structure.  
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works **\$50,000**
13. Estimated time required to construct works **3 years**

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Water will be co-mingled with other ground water permits to irrigate a total  
of 1770.51 acres, 594.6 of which are supplemental to surface rights.

By s/Margaret Spencer  
P.O. Box 130  
Smith, NV 89430

Compared bc/bc

Protested

WITHDRAWN BY APPLICANT

MAY 14 2004

AGENT

J. Acci, P.E.

STATE ENGINEER

cam

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed \_\_\_\_\_ cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before \_\_\_\_\_

Proof of completion of work shall be filed before \_\_\_\_\_

Application of water to beneficial use shall be made on or before \_\_\_\_\_

Proof of the application of water to beneficial use shall be filed on or before \_\_\_\_\_

Map in support of proof of beneficial use shall be filed on or before \_\_\_\_\_

Completion of work filed \_\_\_\_\_

IN TESTIMONY WHEREOF, I, \_\_\_\_\_,  
 State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed \_\_\_\_\_

office, this \_\_\_\_\_ day of \_\_\_\_\_,

Cultural map filed \_\_\_\_\_

A.D. 19 \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

State Engineer

## EXHIBIT "A"

## Proposed Place of Use

SUBD'	SEC.	T.	R.	
S $\frac{1}{2}$ NE $\frac{1}{4}$	22	2S	35E	
SE $\frac{1}{4}$	22	2S	35E	
SW $\frac{1}{4}$	26	2S	35E	
ALL	27	2S	35E	
E $\frac{1}{2}$	28	2S	35E	East of Hwy
E $\frac{1}{2}$	33	2S	35E	East of Hwy
ALL	34	2S	35E	
NW $\frac{1}{4}$	35	2S	35E	
W $\frac{1}{2}$ SW $\frac{1}{4}$	35	2S	35E	
W $\frac{1}{2}$ NW $\frac{1}{4}$	2	3S	35E	
NE $\frac{1}{4}$	3	3S	35E	
NW $\frac{1}{4}$ SE $\frac{1}{4}$	3	3S	35E	
NW $\frac{1}{4}$	3	3S	35E	
N $\frac{1}{2}$ SW $\frac{1}{4}$	3	3S	35E	
NE $\frac{1}{4}$	4	3S	35E	East of Hwy
N $\frac{1}{2}$ SE $\frac{1}{4}$	4	3S	35E	East of Hwy

